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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/599,345	05/07/2009	Jeroen Jonkers	2004P00731WOUS	5708
24737 7590 08/30/2011 PHILIPS INTELLECTUAL PROPERTY & STANDARDS P.O. BOX 3001 PRIADCH HE MANOR NY 10510			EXAMINER	
			IPPOLITO RAUSCH, NICOLE	
BRIARCLIFF MANOR, NY 10510			ART UNIT	PAPER NUMBER
			2881	
		NOTIFICATION DATE	DELIVERY MODE	
			08/30/2011	ELECTRONIC

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Notice of the Office communication was sent electronically on above-indicated "Notification Date" to the following e-mail address(es):

vera.kublanov@philips.com debbie.henn@philips.com marianne.fox@philips.com

Advisory Action Before the Filing of an Appeal Brief

Application No.	Applicant(s)	
10/599,345	JONKERS ET AL.	
F		
Examiner	Art Unit	

-The MAILING DATE of this communication appears on the cover shed with the correspondence address THE REPLY ELD 12 August 2011 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALL COVANCE.					
1. Since poly was filed after a final rejection, but prior to or on the same day as filing a Notice of Appeal. To avoid abandonment of this application, applicant must timely file one of the following replies: (1) an amendment, affadivit, or other evidence, which places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3) a Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods: The period for reply expires	The MAILING DATE of this communication appears on	the cover sheet with the correspondence address			
this application, applicant must timely file one of the following replies; (i) an amendment, affidavit, or other evidence, his places the application in condition for allowance; (2) a Notice of Appeal (with appeal fee) in compliance with a fequency for Continued Examination (RCE) in compliance with 37 CFR 1.114. The reply must be filed within one of the following time periods: a) The period or reply expiresmonths from the mailing date of the final rejection. The period or reply expiresmonths from the mailing date of the final rejection. Provided for the final rejection or event, however, will the statutory period for reply expire stert than \$1X MONTHS from the mailing date of the final rejection. Examiner Note: If the \$1.5 to checked, check either box (a) or (5). ONLY CHECK BXX (6) WHEN THE FIRST REFLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPER 708 07(1). Extensions of time may be obtained under \$7 CFR 1.136(a). The date on which the petition under \$7 CFR 1.136(a) and the appropriate extension fee interesting the period of the period of the period of the propriate extension fee interesting the file of the purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee interesting the period of the purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee interesting the period of the period of the period of reply expirally set in the final rejection, even if imaly flexif, MONTHS from the period of the per	THE REPLY FILED <u>12 August 2011</u> FAILS TO PLACE THIS APPLICA	ATION IN CONDITION FOR ALLOWANCE.			
a)	this application, applicant must timely file one of the following replaces the application in condition for allowance; (2) a Notice of a Request for Continued Examination (RCE) in compliance with	olies: (1) an amendment, affidavit, or other evidence, which Appeal (with appeal fee) in compliance with 37 CFR 41.31; or (3)			
no event, however, will the statutory period for reply expire tear than StX MONTHS from the mailing date of the final rejection, whichever is later. In no event, however, will the statutory period for reply expire later than StX MONTHS from the mailing date of the final rejection. Examiner Note: If box 1 is checked, check either box (a) or (b) ONLY CHECK BOX (b) WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MEPE 706 07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked, Any reply received by the Office later than three months after the maling date of the final rejection, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.734(b). Control of the Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal has been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a). AMENDMENTS 3. ☑ The proposed amendment(s) filed after a final rejection, but prior to the date of filing a brief, will not be entered because (a) ☑ They raise new issues that would require further consideration and/or search (see NOTE below); (b) ☐ They raise new issues that would require further consideration and/or search (see NOTE below); (c) ☐ They raise not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☐ They present additional claims without cancelling a corresponding number of finally rejected claims. NOTE: The amendments are not in compliance with 37 CFR 1.121. See attached Notice of Non-Compliant Amendment (PTOL-324). ☐ Applicant's reply has overcome the following rejection(s):		f the final rejection			
TWO MONTHS OF THE FINAL REJECTION. See MPEP 766.07(f). Extensions of time may be obtained under 37 CFR 1.136(a) That date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filled is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the experiation date of the shortened statutory period for reply originally set in the final Offica action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filled, may reduce any amend patent term adjustment. See 37 CFR 1.47(b). NOTICE OF APPEAL. If the Notice of Appeal was filled on A brief in compliance with 37 CFR 41.37 must be filled within two months of the date of filling the Notice of Appeal has been filled, any reply must be filled within the time period set forth in 37 CFR 41.37(a). AMENDMENTS If the proses damendment(s) filled after a final rejection, but prior to the date of filling a brief, will not be entered because (a) They raise new issues that would require further consideration and/or search (see NOTE below); (b) They raise the issue of new matter (see NOTE below); (c) They are not deemed to place the application in better form for appeal by materially reducing or simplifying the Issues for appeal; and/or (d) They present additional claims without canceling a corresponding number of finally rejected claims. NOTE: The amendments filled 8/12/2011 include a new limitation not previously considered, specifically that "the second gas is different than the first gas, and the second side does not include the first gas." (See 37 CFR 1.116 and 41.33(a), 1.3 (a) and 1.3 (a) (b) the proposed or amended claims (s)	b) The period for reply expires on: (1) the mailing date of this Advisory no event, however, will the statutory period for reply expire later than	Action, or (2) the date set forth in the final rejection, whichever is later. In a SIX MONTHS from the mailing date of the final rejection.			
Extensions of time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the the pappropriate extension fee have been filed is the date for purposes of determining the period of extension and the corresponding amount of the the pappropriate extension fee launder 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in (b) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may read a set of the final rejection and the proposed amount of the date of filing the Notice of Appeal was filed on A brief in compliance with 37 CFR 41.37 must be filed within two months of the date of filing the Notice of Appeal as been filed, any reply must be filed within the time period set forth in 37 CFR 41.37(a). **MENDMENTS** **AMENDMENTS** **AMENDMENTS					
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3.	2. The Notice of Appeal was filed on A brief in compliance filing the Notice of Appeal (37 CFR 41.37(a)), or any extension the a Notice of Appeal has been filed, any reply must be filed within	nereof (37 CFR 41.37(e)), to avoid dismissal of the appeal. Since			
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